

INTERNATIONAL COURT OF JUSTICE

REPORTS OF JUDGMENTS,
ADVISORY OPINIONS AND ORDERS

**MARITIME DELIMITATION
IN THE INDIAN OCEAN**

(SOMALIA v. KENYA)

ORDER OF 9 OCTOBER 2015

2015

COUR INTERNATIONALE DE JUSTICE

RECUEIL DES ARRÊTS,
AVIS CONSULTATIFS ET ORDONNANCES

**DÉLIMITATION MARITIME
DANS L'OCEAN INDIEN**

(SOMALIE c. KENYA)

ORDONNANCE DU 9 OCTOBRE 2015

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INTERNATIONAL COURT OF JUSTICE

YEAR 2015

2015
9 October
General List
No. 161

9 October 2015

MARITIME DELIMITATION
IN THE INDIAN OCEAN

(SOMALIA v. KENYA)

ORDER

Present: President ABRAHAM; Vice-President YUSUF; Judges OWADA, TOMKA, BENNOUNA, CAÑADO TRINDADE, GREENWOOD, XUE, DONOGHUE, GAJA, SEBUTINDE, BHANDARI, ROBINSON, GEVORGIAN; Registrar COUVREUR.

The International Court of Justice,

Composed as above,

After deliberation,

Having regard to Article 48 of the Statute of the Court and to Article 79, paragraphs 1 and 5, of the Rules of Court,

Having regard to the Order of 16 October 2014, whereby the President of the Court fixed 13 July 2015 and 27 May 2016 as the respective time-limits for the filing of a Memorial by the Federal Republic of Somalia and a Counter-Memorial by the Republic of Kenya,

Having regard to the Memorial of Somalia filed within the time-limit thus fixed;

Whereas, on 7 October 2015, Kenya raised certain preliminary objections to the jurisdiction of the Court and to the admissibility of the Application;

Whereas, consequently, under the provisions of Article 79, paragraph 5, of the Rules of Court, the proceedings on the merits are suspended and a

COUR INTERNATIONALE DE JUSTICE

ANNÉE 2015

9 octobre 2015

2015
9 octobre
Rôle général
n° 161DÉLIMITATION MARITIME
DANS L'OCÉAN INDIEN

(SOMALIE c. KENYA)

ORDONNANCE

Présents: M. ABRAHAM, *président*; M. YUSUF, *vice-président*;
MM. OWADA, TOMKA, BENNOUNA, CAÑADO TRINDADE,
GREENWOOD, M^{mes} XUE, DONOGHUE, M. GAJA, M^{me} SEBUTINDE,
MM. BHANDARI, ROBINSON, GEVORGIAN, *juges*; M. COUVREUR,
greffier.

La Cour internationale de Justice,

Ainsi composée,

Après délibéré en chambre du conseil,

Vu l'article 48 du Statut de la Cour et l'article 79, paragraphes 1 et 5, de son Règlement,

Vu l'ordonnance du 16 octobre 2014, par laquelle le président de la Cour a fixé au 13 juillet 2015 et au 27 mai 2016 les dates d'expiration des délais pour le dépôt, respectivement, d'un mémoire de la République fédérale de Somalie et d'un contre-mémoire de la République du Kenya,

Vu le mémoire de la Somalie déposé dans le délai ainsi fixé;

Considérant que, le 7 octobre 2015, le Kenya a soulevé certaines exceptions préliminaires à la compétence de la Cour et à la recevabilité de la requête;

Considérant qu'en conséquence, en vertu des dispositions du paragraphe 5 de l'article 79 du Règlement, la procédure sur le fond est suspen-

time-limit must be fixed within which the other Party may present a written statement of its observations and submissions on the preliminary objections;

Taking account of Practice Direction V, according to which the time-limit for the presentation of such a written statement shall generally not exceed four months from the date of the filing of preliminary objections,

Fixes 5 February 2016 as the time-limit within which the Federal Republic of Somalia may present a written statement of its observations and submissions on the preliminary objections raised by the Republic of Kenya; and

Reserves the subsequent procedure for further decision.

Done in English and in French, the English text being authoritative, at the Peace Palace, The Hague, this ninth day of October, two thousand and fifteen, in three copies, one of which will be placed in the archives of the Court and the others transmitted to the Government of the Federal Republic of Somalia and the Government of the Republic of Kenya, respectively.

(Signed) Ronny ABRAHAM,
President.

(Signed) Philippe COUVREUR,
Registrar.

due et qu'il échet de fixer un délai dans lequel la Partie adverse pourra présenter un exposé écrit contenant ses observations et conclusions sur les exceptions préliminaires;

Compte tenu de l'instruction de procédure V, aux termes de laquelle le délai pour la présentation d'un tel exposé écrit ne devra en général pas excéder quatre mois à compter de la date de présentation d'exceptions préliminaires,

Fixe au 5 février 2016 la date d'expiration du délai dans lequel la République fédérale de Somalie pourra présenter un exposé écrit contenant ses observations et conclusions sur les exceptions préliminaires soulevées par la République du Kenya;

Réserve la suite de la procédure.

Fait en anglais et en français, le texte anglais faisant foi, au Palais de la Paix, à La Haye, le neuf octobre deux mille quinze, en trois exemplaires, dont l'un restera déposé aux archives de la Cour et les autres seront transmis respectivement au Gouvernement de la République fédérale de Somalie et au Gouvernement de la République du Kenya.

Le président,

(Signé) Ronny ABRAHAM.

Le greffier,

(Signé) Philippe COUVREUR.

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